

State of Arizona
Senate
Fifty-third Legislature
Second Regular Session
2018

CHAPTER 160
SENATE BILL 1164

AN ACT

AMENDING SECTION 41-1969, ARIZONA REVISED STATUTES; RELATING TO THE
DEPARTMENT OF ECONOMIC SECURITY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1969, Arizona Revised Statutes, is amended to
3 read:

4 41-1969. Information technology personnel: access to federal
5 tax information; fingerprint clearance card;
6 definition

7 A. Each employee of the department of economic security who is
8 employed in an information technology position AND EACH EMPLOYEE OR
9 CONTRACTOR OF THE DEPARTMENT OF ECONOMIC SECURITY WHO HAS ACCESS TO
10 FEDERAL TAX INFORMATION shall have a valid fingerprint clearance card
11 issued pursuant to section 41-1758.07 or provide to the department
12 documentation ~~of the person's application~~ THAT THE PERSON HAS APPLIED for
13 a fingerprint clearance card. ~~Before accepting an offer of employment, an~~
14 ~~applicant for an information technology position in the department of~~
15 ~~economic security shall have a valid fingerprint clearance card issued~~
16 ~~pursuant to section 41-1758.07 or provide to the department documentation~~
17 ~~of the person's application for a fingerprint clearance card.~~ EACH
18 EMPLOYEE AND CONTRACTOR SHALL CERTIFY ON FORMS THAT ARE PROVIDED BY THE
19 DEPARTMENT AND NOTARIZED THAT THE PERSON IS NOT AWAITING TRIAL ON OR HAS
20 NOT BEEN CONVICTED OF ANY OF THE CRIMINAL OFFENSES LISTED IN SECTION
21 41-1758.07, SUBSECTIONS B AND C IN THIS STATE OR SIMILAR OFFENSES IN
22 ANOTHER STATE OR JURISDICTION.

23 B. The department of economic security shall not disclose
24 information obtained pursuant to subsection A of this section except to
25 members of the department's staff solely for employment purposes.

26 C. FOR THE PURPOSES OF THIS SECTION, "FEDERAL TAX INFORMATION":

27 1. INCLUDES RETURNS OR RETURN INFORMATION THAT IS RECEIVED DIRECTLY
28 FROM THE INTERNAL REVENUE SERVICE OR THAT IS OBTAINED THROUGH AN
29 AUTHORIZED SECONDARY SOURCE PURSUANT TO SECTION 6103 OF THE INTERNAL
30 REVENUE CODE.

31 2. DOES NOT INCLUDE RETURNS OR RETURN INFORMATION THAT IS PROVIDED
32 BY THE TAXPAYER.

APPROVED BY THE GOVERNOR APRIL 10, 2018.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 10, 2018.